



MISSISSIPPI DEPARTMENT OF MARINE RESOURCES
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News Release

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FOR IMMEDIATE RELEASE

Eligible Mississippi Shrimpers Affected by Import Shrimp Must File for Duty Distribution by July 31

Biloxi, Miss. – Eligible domestic shrimp producers who have been affected by foreign dumping of shrimp have until July 31, 2006 to file written certifications with the Bureau of Customs and Border Protection (BCBP) for an offset of qualifying expenditures under the Continued Dumping and Subsidy Offset Act of 2000 commonly known as the "Byrd Amendment."

According to the June 1, 2006 Federal Register notice issued by the BCBP, qualifying expenditures are those beginning Feb. 1, 2005 through June 30, 2006. To obtain a distribution of the offset under a given order or finding, an affected domestic producer must submit a certification to the BCBP indicating that the producer desires to receive a distribution.

Written certifications for fiscal year 2006 distributions must be received by the BCBP before July 31, 2006. All claims should be addressed to the Assistant Commissioner, Office of Finance, Bureau of Customs and Border Protection, Revenue Division, Attention: Leigh Redelman, P.O. Box 68940, Indianapolis, IN 46268 or if using the street address; 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278.

For general questions regarding preparation of certifications, contact Leigh Redelman, Revenue Division, (317) 614-4462. For questions regarding legal aspects, contact L. LaToya Burley, Office of Regulations and Rulings, (202) 572-8793. Copies of the forms are available at the DMR office, 1141 Bayview Ave., Biloxi.

The June 1, 2006, Federal Register notice also identified the affected domestic producers associated with each order or finding who are potentially eligible to receive a distribution. **A producer is potentially eligible to receive distributions if the producer publicly supported the shrimp antidumping petition by submitting written support of the petition or belonged to an organization that submitted written evidence of support for the petition to the U.S. International Trade Commission (USITC) before Dec. 8, 2004.** The Federal Register notice contains a standard certification form which can be used in filing claims along with detailed instructions for filing written certifications. The document at this link is extremely large and may be difficult to open and download without a high-speed Internet connection.

<http://a257.g.akamaitech.net/7/257/2422/01jan20061800/edocket.access.gpo.gov/2006/pdf/06-4937.pdf>

The BCBP requires that in order to receive distributions from the six countries named in the antidumping duty orders, separate applications must be submitted for each country-claim. The following lists the Commerce Case Number and Case Name for each country-claim.

Commerce Case Number Producer-Country

A-331-802 Ecuador

A-351-838 Brazil

A-533-840 India

A-549-822 Thailand

A-552-802 Vietnam

A-570-893 China

While there is no required format for a certification, CBP has developed a standard certification form to aid claimants in filing certifications. The certification form is available at <http://www.pay.gov> under Public Form Name titled CDSOA. The certification form can be submitted electronically through <http://www.pay.gov> or by mail. All certifications not submitted electronically must include original signatures.

Applicants are advised that certification requires the following information: Federal Register publication date, Commerce case number, case name (producer/country), name of domestic producer and mailing address, IRS number or employer identification number or social security number of domestic producer, business organization of domestic producer (i.e. corporation, partnership, sole proprietorship), total dollar amount claimed, dollar amount claimed by category, and statement of eligibility. Certification also requires the producer to certify that it remains in operation and continues to produce shrimp; has not been acquired by a company or business that is related to a company which opposed the antidumping investigations; has records to support each qualifying expenditure listed in the certification, and how these qualifying expenditures are determined to be related to the production of shrimp. Applicants should make six copies of the entire application and complete and submit a separate application for each of the six different countries. Place the proper case numbers and names in the space provided on the second page of the application and list the remaining five case numbers and names on the third page of the application. Due to the level of detail required in listing qualified expenditures required, it is recommended that applicants seek accounting advice from professionals.

Qualifying expenditures, which may be claimed for distribution must fall within any of the following categories: manufacturing facilities; equipment; research and development; personnel training; acquisition of technology; health care benefits for employees paid for by the employer; environmental equipment, training or technology; acquisition of raw materials and other inputs; and working capital or other funds needed to maintain production.

Additionally, under 19 CFR 159.61 (c), these qualifying expenditures must be related to the production of the same product that is the subject of the order or finding.

The Mississippi Department of Marine Resources is dedicated to enhancing, protecting and conserving marine interests of the State by managing all marine life, public trust wetlands, adjacent uplands and waterfront areas to provide for the optimal commercial, recreational, educational and economic uses of these resources consistent with environmental concerns and social changes. Visit the DMR online at www.dmr.state.ms.us.